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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/679,906
Filing Date	10/06/2003
First Named Inventor	Fumihiko Ito
Art Unit	2877
Examiner Name	Detschel, Marissa
Attorney Docket Number	44471/293037

ENCLOSURES ***(check all that apply)***

- ☐ Fee Transmittal Form
  - ☐ Fee Attached
- ☐ Amendment / Reply
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/ Incomplete Application
  - ☐ Reply to Missing Parts under 37 CFR1.52 or 1.53
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) ____
  - ☐ Landscape Table on CD
- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC **(Appeal Notice, Brief, Reply Brief)**
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) *(please identify below)*:
  PTO-2038 - Credit Card Payment Form

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	KILPATRICK STOCKTON LLP		
Signature	Brenda O Holmes		
Printed Name	Brenda O. Holmes		
Date	03/02/2006	Reg. No.	40,339

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	Andrea Cummings		
Typed or printed name	Andrea Cummings	Date	03/02/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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PATENT & TRADEMARK OFFICE

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Fumihiko ITO

Serial No. **10/679,906**

Filed: **October 6, 2003**

For: **Optical Sampling System for Simultaneously Monitoring Intensity Modulation and Frequency Modulation**

Art Unit: **2877**

Examiner: **Detschel, Marissa**

Attorney Docket No.: 44471/293037

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 2, 2006.

Andrea Cummings

Andrea Cummings

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08a, "List of Art Cited by Applicant" is made pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98. A copy of each non-U.S. patent document listed is enclosed.

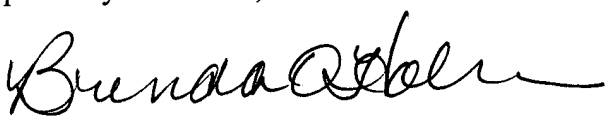
Each item on attached Form PTO/SB/08a was first cited, but not relied upon in an Office Action mailed on February 7, 2006 in a counterpart Japanese application. We also enclose a copy of the Japanese Office Action (in Japanese).

03/07/2006 NNGUYEN1 00000036 10679906
01 FC:1806 180.00 OP

Each item of information contained in the accompanying Form PTO/SB/08a was first cited in communication in a counterpart foreign application not more than three months prior to the filing of the statement. Since a Notice of Allowance was mailed for this application on February 8, 2006, pursuant to 37 C.F.R. 1.97(d), the Commissioner is authorized to charge our credit card in the amount of $180.00 for consideration of this paper. The Commissioner is authorized to charge any additional fees that may be due or credit any overpayment to Deposit Account No. 11-0855.

The citation of this information does not constitute an admission of priority or that any cited item is available as a reference, or a waiver of any right the applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

Respectfully submitted,



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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known	
Application Number	10/679,906
Filing Date	October 6, 2003
First Named Inventor	Fumihiko ITO
Art Unit	2877
Examiner Name	Detschel, Marissa
Attorney Docket Number	44471/293037

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No.[1]	Document Number Number - Kind Code[2] (*if known*)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-			
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	Foreign Patent Document Country Code[3] - Number[4] - Kind Code[5] (*if known*)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T[6]
	1	JP07-055579	3-3-1995	Nippon Telegraph & Telephone Corporation		X
	2	JP07-015386	1-17-1995	AT&T Corp		X
	3	JP06-053906	2-25-1994	Nippon Telegraph & Telephone Corporation		X
	4	JP04-229731	8-19-1992	American Telephone & Telegraph Company (ATT)		X
	5	JP02-196533	8-3-1990	Furukawa Electric Co Ltd; Ogoshi Takayoshi; Yamashita Shinji		X
	6	JP02-137425	5-25-1990	Fujitsu Ltd		X

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. [1] Applicant's unique citation designation number (optional). [2] See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. [3] Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). [4] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [5] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. [6] Applicant is to place a check mark here if English language Translation is attached.

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